

DONALD RAY PHILLIPS,)	
)	
Petitioner,)	
)	
vs.)	Case No. 4:07CV00521 ERW
)	
TROY STEELE,)	
)	
Respondent.)	

This matter comes before the Court on Petitioner’s Motion for Extension of Time [doc. #40].


On March 1, 2010, this Court received notice from Petitioner that he did not file objections to the Report and Recommendation because he did not receive a copy of the Report and Recommendation. Petitioner thus requested additional time to file objections. The Court agrees that Petitioner should be given a fair opportunity to review Magistrate Judge Buckles’

Report and Recommendation, and to file any objections that he has. Thus, the Court will order the Clerk of the Court to send Petitioner a copy of the Report and Recommendation [doc. #35]. Petitioner will then have fourteen days, or until March 17, 2010, to file objections, if any.

Accordingly,

IT IS HEREBY ORDERED that Petitioner's Motion for Extension of Time [doc. #40] is **GRANTED**. The Clerk of Court shall send Petitioner a copy of Magistrate Judge Buckles' Report and Recommendation [doc. #35], and Petitioner will have until March 17, 2010 to file objections, if any.

Dated this 3rd Day of March, 2010.



E. RICHARD WEBBER
UNITED STATES DISTRICT JUDGE